

RESOLUTION NO. 11-82

RESOLUTION REPEALING AND RESCINDING HIALEAH, FLA., RESOLUTION 10-29 (MAR. 9, 2010) APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 10-03 THAT GRANTED AN ADJUSTMENT ON CONDITION THAT THE IMPROVEMENTS BUILT WITHOUT THE BENEFIT OF A BUILDING PERMIT BE LEGALIZED WITHIN 180 DAYS FROM THE EFFECTIVE DATE OF THIS RESOLUTION, ON PROPERTY LOCATED AT **248 WEST 50 STREET, HIALEAH, FLORIDA;** AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council adopted Resolution 10-29 at its regular meeting of February 10, 2010, approving the recommendation of the Planning and Zoning Board that granted an adjustment to the rear setback on the property subject to certain conditions;

WHEREAS, the applicant has lost ownership of the property at foreclosure and the property is presently unoccupied;

WHEREAS, none of the improvements built without the benefit of a building permit have been legalized and more than 180 days have elapsed; and


WHEREAS, the Planning and Zoning Board recommended approval of this resolution at its regularly scheduled meeting of June 22, 2011.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: **Repeal of Hialeah, Fla., Resolution 10-29.** Hialeah, Fla., Resolution 10-29 (Mar. 9, 2010) is hereby repealed and rescinded in its entirety. The property located at 248 West 50 Street, Hialeah, Florida, zoned R-1 (One Family District).

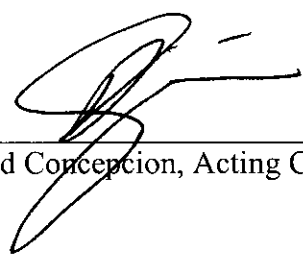
Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

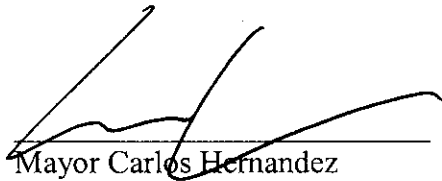
PASSED and ADOPTED this ____ day of _____, 2011.


Isis Garcia-Martinez
Council President

Attest:

Approved on this ____ day of _____, 2011.


David Concepcion, Acting City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Yedra voting "Yes".